

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Courtney Hudson

Application No. 09/699,372

Filed: October 31, 2000

For: SYSTEM AND METHOD FOR MATCHING PATIENTS WITH CLINICAL TRIALS



Art Unit: 2166

Examiner : TBA

RESPONSE TO "NOTICE TO FILE MISSING PARTS"

Commissioner for Patents
Washington, D.C. 20231

Sir:

In response to the **NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION** dated January 11, 2001, Applicant submits herewith the following documents for appropriate action by the U.S. Patent and Trademark Office:

1. Copy of the Notice to File Missing Parts;
2. Executed Declaration and Power of Attorney;
3. Amendment of Applicants;
4. Request for Corrected Filing Receipt
5. Marked-up copy of Filing Receipt.

The Commissioner is hereby authorized to charge any insufficient fees or credit any overpayment to Deposit Account No. 19-5127 referencing Order No. 18966.0002.

Respectfully submitted,
Swidler Berlin Shereff Friedman, LLP

A handwritten signature in cursive script, appearing to read "Edward J. Naidich".

By: Edward J. Naidich
Registration No. 43,826

Dated: March 12, 2001

SWIDLER BERLIN SHEREFF FRIEDMAN, LLP
3000 K Street, N.W., Suite 300
Washington, D.C. 20007
(202) 424-7500

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

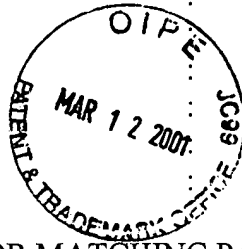
Courtney Hudson

Application No. 09/699,372

Filed: October 31, 2000

Art Unit: 2166

Examiner:



For: SYSTEM AND METHOD FOR MATCHING PATIENTS WITH CLINICAL TRIALS

AMENDMENT OF APPLICANTS

BOX MISSING PARTS
Commissioner for Patents
Washington, D.C. 20231

Sir:

Please amend the applicants of the subject application by deleting Glenn Rice. The individual was listed on the submitted declaration in error. This amendment is submitted on the advice of a representative of the Office of Initial Preliminary Examination during a recent telephone inquiry regarding the appropriate method for correcting this error. This error was made without deceptive intent. Please note that a petition pursuant to 37 C.F.R. § 1.48 is only required when an inventor is listed in error in an executed declaration. Glenn Rice did not execute the submitted declaration.

The Commissioner is hereby authorized to charge any insufficient fees or credit any overpayment to Deposit Account No. 19-5127, Order No. 18966.0002.

Respectfully submitted,
Swidler Berlin Shereff Friedman, LLP

A handwritten signature in cursive script, appearing to read "Edward Naidich".

Edward J. Naidich
Reg. No. 43 ,826

Date: March 12, 2001

Swidler Berlin Shereff Friedman, LLP
3000 K Street, N.W., Suite 300
Washington, D. C. 20007
Tel: (202) 424-7500

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Courtney Hudson

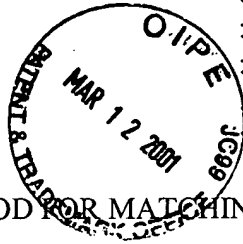
Application No. 09/699,372

Filed: October 31, 2000

Titled: SYSTEM AND METHOD FOR MATCHING PATIENTS WITH CLINICAL TRIALS

Group Art Unit : 2166

Examiner: TBA



REQUEST FOR CORRECTED OFFICIAL FILING RECEIPT

Commissioner for Patents
Washington, D.C. 20231

Sir:

Applicant requests that a Corrected Filing Receipt be issued due to an error on the Filing Receipt mailed January 11, 2001. A copy marked in red ink showing the required correction is attached.

The Commissioner is hereby authorized to charge any insufficient fees or credit any overpayment to Deposit Account No. 19-5127 referencing Order No. 18966.0002 for entry of this paper.

Respectfully submitted,
Swidler Berlin Shereff Friedman, LLP

A handwritten signature in black ink, appearing to read "Edward J. Naidich".

By: Edward J. Naidich
Registration No. 43,826

Dated: March 12, 2001

SWIDLER BERLIN SHEREFF FRIEDMAN, LLP
3000 K Street, N.W., Suite 300
Washington, D.C. 20007
(202) 424-7500



UNITED STATES PATENT AND TRADEMARK OFFICE

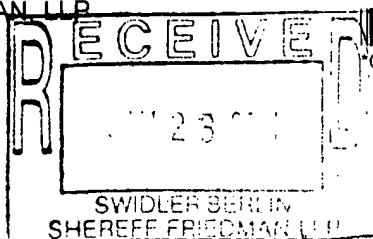
COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

| APPLICATION NUMBER | FILING DATE | GRP ART UNIT | FIL FEE REC'D | ATTY. DOCKET NO | DRAWINGS | TOT CLAIMS | IND CLAIMS |
|--------------------|--------------|--------------|---------------|-----------------|----------|------------|------------|
| 09/699,372 / | 10/31/2000 / | 2166 | 782 | 18966.0002 / | 3 | 24 | 3 |

23517

SWIDLER BERLIN SHEREFF FRIEDMAN LLP
3000 K STREET, NW
BOX 1P
WASHINGTON, DC 20007

FILING RECEIPT



OC000000005670469

Date Mailed: 01/11/2001

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. **If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Customer Service Center. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the PTO processes the reply to the Notice, the PTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).**

Applicant(s)

Courtney Hudson, Residence Not Provided;
~~Glenn Rice, Residence Not Provided;~~

Continuing Data as Claimed by Applicant

Foreign Applications

If Required, Foreign Filing License Granted 01/10/2001

Title

System and method for matching patients with clinical trials

Trials

Preliminary Class

705

Data entry by : NIMMONS, EVELYN

Team : OIPE

Date: 01/11/2001





UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

| APPLICATION NUMBER | FILING/RECEIPT DATE | FIRST NAMED APPLICANT | ATTORNEY DOCKET NUMBER |
|--------------------|---------------------|-----------------------|------------------------|
| 09/699,372 | 10/31/2000 | Courtney Hudson | 18966.0002 |

23517
SWIDLER BERLIN SHEREFF FRIEDMAN, LLP
3000 K STREET, NW
BOX IP
WASHINGTON, DC 20007



FORMALITIES LETTER



OC000000005670470

Date Mailed: 01/11/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 130.

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

Please type a plus sign (+) inside this box → ☐

PTO/SB/21 (08-00)

Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Application Number 09/699,372

Filing Date October 31, 2000

First Named Inventor Courtney Hudson

Group Art Unit 2166

Examiner Name TBA

Total Number of Pages in This Submission 10

Attorney Docket Number 18966.0002

ENCLOSURES (check all that apply)

☒ Fee Transmittal Form

☐ Fee Attached

☐ Amendment / Response

☐ After Final

☐ Affidavits/declaration(s)

☐ Extension of Time Request

☐ Express Abandonment Request

☐ Information Disclosure Statement

☐ Certified Copy of Priority Document(s)

☐ Response to Missing Parts/ Incomplete Application

☒ Response to Missing Parts under 37 CFR 1.52 or 1.53

☐ Statement Claiming Small Entity Status

☐ Drawing(s)

☐ Licensing-related Papers

☐ Petition Routing Slip (PTO/SB/69) and Accompanying Petition

☐ Petition to Convert to a Provisional Application

☐ Power of Attorney, Revocation Change of Correspondence Address

☐ Terminal Disclaimer

☐ Request for Refund

☐ CD, Number of CD(s)

☐ After Allowance Communication to Group

☐ Appeal Communication to Board of Appeals and Interferences

☐ Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)

☐ Proprietary Information

☐ Status Letter

☒ Other Enclosure(s) (please identify below):

Executed Declaration;
Amendment of Applicants;
Request for Corrected Filing
Receipt & marked-up copy of
Filing Receipt

Remarks

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name Edward J. Naidich, Registration No. 43, 826
Swidler Berlin Shereff Friedman, LLP

Signature

Edward J. Naidich

Date

March 12, 2001

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on this date:

Typed or printed name

Signature

Date

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

FEE TRANSMITTAL for FY 2001

Patent fees are subject to annual revision.

Complete if Known

| | |
|----------------------|------------------|
| Application Number | 09/699,372 |
| Filing Date | October 31, 2000 |
| First Named Inventor | Courtney Hudson |
| Examiner Name | TBA |
| Group / Art Unit | 2166 |
| Attorney Docket No. | 18966.0002 |

TOTAL AMOUNT OF PAYMENT (\$ 130

METHOD OF PAYMENT (check one)

1. ☒ The Commissioner is hereby authorized to charge indicated fees and credit any over payments to:

Deposit
Account
Number

195127, Order # 18966.0002

Deposit
Account
Name

Swidler Berlin Shereff Friedman, LLP

- ☒ Charge Any Additional Fee Required
Under 37 CFR 1.16 and 1.17
☐ Applicant claims small entity status.
See 37 CFR 1.27

2. ☒ Payment Enclosed:

☐ Check ☐ Credit card ☐ Money
Order ☒ Other

FEE CALCULATION

1. BASIC FILING FEE

| Large Fee Code | Entity Fee (\$) | Small Fee Code | Entity Fee (\$) | Fee Description | Fee Paid |
|----------------------|-----------------------|----------------------|-----------------------|------------------------|----------|
| 101 | 710 | 201 | 355 | Utility filing fee | |
| 106 | 320 | 206 | 160 | Design filing fee | |
| 107 | 490 | 207 | 245 | Plant filing fee | |
| 108 | 710 | 208 | 355 | Reissue filing fee | |
| 114 | 150 | 214 | 75 | Provisional filing fee | |

SUBTOTAL (1)

(\$ 0

2. EXTRA CLAIM FEES

| Total Claims | Extra Claims | Fee from below | Fee Paid |
|-----------------------|-----------------|-------------------|-------------|
| 20** | 0 | X | 0 |
| Independent Claims | 3** | 0 | X |
| Multiple Dependent | | X | 0 |

| Large Fee Code | Entity Fee (\$) | Small Fee Code | Entity Fee (\$) | Fee Description |
|----------------------|-----------------------|----------------------|-----------------------|------------------------------------------------------------|
| 103 | 18 | 203 | 9 | Claims in excess of 20 |
| 102 | 80 | 202 | 40 | Independent claims in excess of 3 |
| 104 | 270 | 204 | 135 | Multiple dependent claim, if not paid |
| 109 | 80 | 209 | 40 | ** Reissue independent claims over original patent |
| 110 | 18 | 210 | 9 | ** Reissue claims in excess of 20 and over original patent |

SUBTOTAL (2)

(\$ 0

**or number previously paid, if greater; For Reissues, see above

FEE CALCULATION (continued)

| Large Fee Code | Entity Fee (\$) | Small Fee Code | Entity Fee (\$) | Fee Description | Fee Paid |
|----------------------|-----------------------|----------------------|-----------------------|----------------------------------------------------------------------------|----------|
| 105 | 130 | 205 | 65 | Surcharge - late filing fee or oath | 130 |
| 127 | 50 | 227 | 25 | Surcharge - late provisional filing fee or cover sheet. | |
| 139 | 130 | 139 | 130 | Non-English specification | |
| 147 | 2,520 | 147 | 2,520 | For filing a request for reexamination | |
| 112 | 920* | 112 | 920* | Requesting publication of SIR prior to Examiner action | |
| 113 | 1,840* | 113 | 1,840* | Requesting publication of SIR after Examiner action | |
| 115 | 110 | 215 | 55 | Extension for reply within first month | |
| 116 | 390 | 216 | 195 | Extension for reply within second month | |
| 117 | 890 | 217 | 445 | Extension for reply within third month | |
| 118 | 1,390 | 218 | 695 | Extension for reply within fourth month | |
| 128 | 1,890 | 228 | 945 | Extension for reply within fifth month | |
| 119 | 310 | 219 | 155 | Notice of Appeal | |
| 120 | 310 | 220 | 155 | Filing a brief in support of an appeal | |
| 121 | 270 | 221 | 135 | Request for oral hearing | |
| 138 | 1,510 | 138 | 1,510 | Petition to institute a public use proceeding | |
| 140 | 110 | 240 | 55 | Petition to revive - unavoidable | |
| 141 | 1,240 | 241 | 620 | Petition to revive - unintentional | |
| 142 | 1,240 | 242 | 620 | Utility issue fee (or reissue) | |
| 143 | 440 | 243 | 220 | Design issue fee | |
| 144 | 600 | 244 | 300 | Plant issue fee | |
| 122 | 130 | 122 | 130 | Petitions to the Commissioner | |
| 123 | 130 | 123 | 130 | Petitions related to provisional applications | |
| 126 | 180 | 126 | 180 | Submission of Information Disclosure Stmt | |
| 581 | 40 | 581 | 40 | Recording each patent assignment per property (times number of properties) | |
| 146 | 710 | 246 | 355 | Filing a submission after final rejection (37 CFR § 1.129(a)) | |
| 149 | 710 | 249 | 355 | For each additional invention to be examined (37 CFR § 1.129(b)) | |
| 179 | 710 | 279 | 355 | Request for Continued Examination (RCE) | |
| 169 | 900 | 169 | 900 | Request for expedited examination of a design application | |

Other fee (specify)

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3)

(\$ 130

SUBMITTED BY

Complete (if applicable)

| | | | | | |
|-------------------|-----------------------|----------------------------------|--------|-----------|----------------|
| Name (Print/Type) | Edward J. Naidich | Registration No. Attorney/Agent) | 43,826 | Telephone | 202 424-7500 |
| Signature | <i>Edward Naidich</i> | | | Date | March 12, 2001 |

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.